



Patent  
268/260US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

McKinnon, Randy D.

Serial No.: 10/051,769

Filed: October 20, 2001

For: AN EST-DEFINED PROBE FOR  
CANCER PROGRESSION

Group Art Unit: Not Yet Assigned

Examiner: Not Yet Assigned

TRANSMITTAL

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicant submits the following documents with this Transmittal Letter.

- (1) Information Disclosure Statement;
- (2) Form PTO-1449; and
- (3) References AL through AQ.

LYON & LYON LLP

Dated: 3/18/02

By: Sandra S. Fujiyama  
Reg. No. 46,713

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LA-230811.1

CERTIFICATE OF MAILING 37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

March 18, 2002  
Date of Deposit

Rachel Marquez  
Name of Person Mailing Paper

Rachel Marquez  
Signature of Person Mailing Paper



Patent  
268/260

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of: )  
 ) **Group Art Unit:** not yet assigned  
 )  
 **McKINNON, Randy D** )  
 ) **Examiner:** not yet assigned  
 )  
 **Serial No.:** 10/051,769 )  
 )  
 **Filed:** October 20, 2001 )  
 )  
 **For:** AN EST-DEFINED PROBE FOR )  
 **CANCER PROGRESSION** )

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In accordance with 37 CFR §§ 1.97 and 1.98, the items identified in this Information Disclosure Statement ("IDS") are brought to the attention of the Office. The items are listed on the attached form PTO-1449 and copies are enclosed for the convenience of the Examiner.

The items identified in this IDS may or may not be "material" pursuant to 37 CFR § 1.56. The submission thereof by Applicant is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as "prior art" under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

**INFORMATION DISCLOSURE STATEMENT FILING PROVISION:**

This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b), that is (1) within three months of the filing date of the application, which is not a continued prosecution application

1.A-230679.1

**CERTIFICATE OF MAILING**  
(37 C.F.R. §1.8a)

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March 18, 2002  
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Rachel Marquez

Name of Person Mailing Paper

Signature of Person Mailing Paper

filed under § 1.53(d); or (2) within three months of entry of the national stage as set forth in 37 CFR § 1.491; or (3) before the mailing of a first Office action on the merits; or (4) before the mailing of a first Office action after filing a request for continued examination under § 1.114. Thus, no fee is required.

However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and charge the fee due under 37 CFR § 1.17(p) to the deposit account referenced below.

**PAYMENT AND/OR AUTHORIZATION TO CHARGE FEES:**

The Commissioner is authorized to charge any fees required by the filing of these papers, and to credit any overpayment to Lyon & Lyon's Deposit Account No. **12-2475**.

Respectfully submitted,  
LYON & LYON LLP

Dated: 3/18/12

By: *Sandra S. Fujiyama*  
Sandra S. Fujiyama  
Reg. No. 46,713



**22249**

PATENT TRADEMARK OFFICE

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LIST OF PATENTS AND OTHER ITEMS FOR APPLICANT'S  
INFORMATION DISCLOSURE STATEMENT

(Use several sheets if necessary)

ATTY. DOCKET NO.  
268/260SERIAL NO.  
10/051,769APPLICANT:  
McKINNON, Randy DFILING DATE:  
October 20, 2001

GROUP:

## U.S. PATENT DOCUMENTS

| EXAMINER<br>INITIAL |    | DOCUMENT NUMBER   | DATE | NAME | CLASS | SUB<br>CLASS | FILING<br>DATE |
|---------------------|----|---|------|------|-------|--------------|----------------|
|                     | AA |  |      |      |       |              |                |
|                     | AB |   |      |      |       |              |                |
|                     | AC |   |      |      |       |              |                |
|                     | AD |   |      |      |       |              |                |
|                     | AE |   |      |      |       |              |                |
|                     | AF |   |      |      |       |              |                |
|                     | AG |   |      |      |       |              |                |
|                     | AH |   |      |      |       |              |                |

## FOREIGN PATENT DOCUMENTS

| EXAMINER<br>INITIAL |    | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUB<br>CLASS | TRANSLATION<br>YES NO |
|---------------------|----|-----------------|------|---------|-------|--------------|-----------------------|
|                     | AI |                 |      |         |       |              |                       |
|                     | AJ |                 |      |         |       |              |                       |
|                     | AK |                 |      |         |       |              |                       |

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

|  |    |  |
|--|----|--|
|  | AL | Behar et al., "Growth and Differentiation Properties of O-2A Progenitors Purified From Rat Cerebral Hemispheres," J. Neuroscience Res., Vol. 21, (1988) pp. 168-180  |
|  | AM | Holland, "Glioblastoma multiforme: The terminator," PNAS, Vol. 97, No. 12, (6/6/2000) pp. 6242-6244  |
|  | AN | Louis et al., "CG-4, A New Bipotential Glial Cell Line From Rat Brain, Is Capable of Differentiating In Vitro Into Either Mature Oligodendrocytes or Type-2 Astrocytes," J. Neuroscience Res., Vol. 31, (1992) pp. 193-204 |
|  | AO | McCarthy et al., "Preparation of Separate Astroglial and Oligodendroglial Cell Cultures from Rat Cerebral Tissue," J. Cell Biology, Vol. 85, (6/1980) pp. 890-902  |
|  | AP | McKinnon et al., "Expression of Small Cytoplasmic Transcripts of the Rat Identifier Element In Vivo and in Cultured Cells," Molecular and Cellular Biology, Vol. 7, No. 6, (6/1987) pp. 2148-2154                          |
|  | AQ | Sambrook et al., Molecular Cloning: A Laboratory Manual, Third Edition, Cold Spring Harbor Laboratory Press, Cold Spring Harbor, New York  |

LA-229295.1

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant